



CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail addressed to:

Mail Stop: **Missing Parts**
Commissioner for Patents
PO Box 1450
Alexandria VA 22313-1450

On: February 18, 2004
By: Diane D. Dunn
Diane D. Dunn

Attorney Docket No: 0113.450US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

V. Subramanian, *et al.*

Application No.: 10/627,449

Filed: July 25, 2003

For: DNA SHUFFLING TO PRODUCE
HERBICIDE SELECTIVE CROPS

Examiner: not yet assigned

Art Unit: 1638

**REQUEST TO USE COMPUTER
READABLE FORM OF SEQUENCE
LISTING FROM ANOTHER
APPLICATION PURSUANT TO
37 CFR §1.821(e)**

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450
Mail Stop: Missing Parts

Sir:

The computer readable form of the Sequence Listing in the instant application is identical to that filed in parent Application Serial Number 09/373,333 filed August 12, 1999. In accordance with 37 CFR §1.821(e), please use the computer readable form in USSN 09/373,333 as the computer readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the instant application. A paper copy of the Sequence Listing is enclosed herewith, together with an amendment directing its entry into the application.

Application No.: 10/627,449

Attorney Docket No: 0113.450US

Filed: July 25, 2003

Page 2 of 2

I hereby state that the information recorded in computer readable form is identical to the written (paper) sequence listing and includes no new matter.

February 18 2004

Maxygen, Inc.
Intellectual Property Department
515 Galveston Drive
Redwood City, CA 94063
Phone: (650) 298-5300
Fax: (650) 298-5446
Customer Number 30560

Respectfully submitted,



Joanne R. Petithory, Ph.D.
Reg. No. 42,995